

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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| HALL, THOMAS and DOROTHY, | : | |
| | : | Civil Action No. 06-5203 (FLW) |
| Plaintiffs, | : | |
| v. | : | |
| | : | ORDER |
| BRISTOL-MYERS SQUIBB CO., <u>et al.</u> , | : | |
| | : | |
| Defendants. | : | |

THIS MATTER having been opened to the Court by Defendants Bristol-Myers Squibb Company, Sanofi-Aventis U.S. L.L.C., Sanofi-Aventis U.S., Inc., and Sanofi-Synthelabo, Inc., through counsel Michael A. Tanenbaum, Esq., seeking dismissal of the First Amended Complaint of Plaintiffs Thomas and Dorothy Hall ("Plaintiffs") for failure to state a claim upon which relief can be granted pursuant to Fed. R. Civ. P. 12(b)(6); Plaintiffs, through their counsel Michele A. DiMartino, Esq., having submitted opposition thereto; the Court having considered the moving, opposition, and reply papers filed by the parties; this matter being considered pursuant to Fed. R. Civ. P. 78; for the reasons stated in the Opinion filed on this date, and for good cause shown;

IT IS on this 30th day of December, 2009,

ORDERED that Count VI of the First Amended Complaint pursuant to the pursuant to the Florida Unfair Deceptive Trade Practices Act is dismissed without prejudice; and it is further

ORDERED that Count V of the First Amended Complaint, i.e., negligent misrepresentation claim, is also dismissed without prejudice.

/s/ Freda L. Wolfson

Freda L. Wolfson
United States District Judge